

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Patent Application No. 10/806,088

Applicant: Flack et al.

Filed: March 22, 2004

TC/AU: 1614

Examiner: James D. Anderson

Docket No.: 225011 (Client Reference No. E-133-1990/0-US-03)

Customer No.: 45733

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Commissioner for Patents
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NOTICE OF APPEAL FROM THE
EXAMINER TO THE
BOARD OF PATENT APPEALS AND INTERFERENCES

Dear Sir:

Applicants hereby appeal to the Board of Patent Appeals and Interferences from the decision of the Examiner mailed June 6, 2007, rejecting the following claims: 8-14, 16, 38-43.

1. Pre-Appeal Brief Request for Review

A "Pre-Appeal Brief Request for Review" is ☐ filed concurrently herewith or ☒ is not being filed.

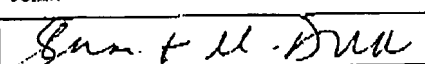
2. Status of Applicants

This application is on behalf of ☒ other than a small entity or ☐ a small entity.

3. Fee for Filing Notice of Appeal

Pursuant to 37 CFR 41.20(b), the fee for filing the Notice of Appeal is for: ☒ other than a small entity or ☐ a small entity.

Notice of Appeal Fee due \$500.00

MAILING/TRANSMISSION CERTIFICATE UNDER 37 CFR 1.8 OR 1.10			
I hereby certify that this document and all accompanying documents are, on the date indicated below, being <input type="checkbox"/> deposited with the U.S. Postal Service using "Express Mail" service in an envelope addressed in the same manner indicated on this document with Express Mail Label Number <input type="checkbox"/> deposited with the U.S. Postal Service with sufficient postage as first class mail in an envelope addressed in the same manner indicated on this document, or <input checked="" type="checkbox"/> facsimile transmitted to the U.S. Patent and Trademark Office at fax number: 571-273-8300			
Name (Print/Type)	Jennifer M. Duk		
Signature		Date	June 19, 2007

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FACSIMILE COVER SHEET

DATE: JUNE 19, 2007

NUMBER OF PAGES (INCLUDING
THIS TRANSMITTAL COVER SHEET): 5

OUR REFERENCE: 225011

FROM: JENNIFER M. DUK/EKM
REGISTRATION NO. 52,838

DIRECT LINE: (312) 616-5600

TO: UNITED STATES PATENT AND TRADEMARK OFFICE
COMMISSIONER FOR PATENTS
ALEXANDRIA, VA 22313

FACSIMILE NUMBER: (571) 273-8300

IN RE APPLN. OF: FLACK ET AL.
U.S. PAT. APPLN. NO. 10/806,088
FILED: March 22, 2004
FOR: GOSSYPOL FOR THE TREATMENT OF CANCER

GROUP ART UNIT: 1614
EXAMINER: JAMES D. ANDERSON
ATTORNEY DOCKET: 225011

ATTACHED PLEASE FIND THE FOLLOWING DOCUMENTS:
NOTICE OF APPEAL FROM THE EXAMINER TO THE BOARD OF PATENT APPEALS AND
INTERFERENCES (2 PAGES, DUPLICATE COPY -2 PAGES)

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Notice of Appeal

4. Extension of Time

- ☐ Applicants petition for a one-month extension of time under 37 CFR 1.136, the fee for which is \$120.00.
- ☐ An extension for one-month has already been secured and the fee paid therefore of \$120.00 is deducted from the total fee due for the total amounts of extension now requested.
- ☒ Applicants believe that no extension of time is required. However, this conditional petition is being made to provide for the possibility that applicants have inadvertently overlooked the need for a petition and fee for extension of time.

Extension fee due with this request: \$ 0.00

5. Total Fee Due

The total fee due is:

Notice of Appeal Fee	\$ 500.00
Extension Fee (if any)	\$ 0.00

Total Fee Due: \$500.00

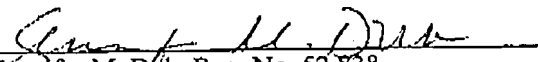
6. Fee Payment

- ☐ Attached is a check in the sum of \$
- ☒ Charge Account No. 12-1216 the sum of \$500. A duplicate of this transmittal is attached.

7. Fee Deficiency

- ☒ If any additional fee is required in connection with this communication, charge Account No. 12-1216. A duplicate of this transmittal is attached.

Respectfully submitted,


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Date: June 19, 2007